

**BOROUGH OF ROCKY HILL
COUNCIL MINUTES
December 5, 2011**

The regular meeting of the Borough Council of the Borough of Rocky Hill was called to order by Mayor Edward Zimmerman at 7:30 PM followed by the salute to the Flag.

NOTICE OF COMPLIANCE WITH OPEN PUBLIC MEETINGS ACT

Mayor Zimmerman read the following statement into the record: This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting was included in a list of meetings transmitted to the Courier News and Somerset Spectator on January 5, 2011. Notice remains continuously posted as to required notices under the Statute. A copy of this notice is available to the public and is on file in the Office of the Borough Clerk.

ROLL CALL

Mr. Tom Bremner-present, Mr. Jeff Donahue-present, Ms. Julia Hasser-present, Mr. Mark Pausch-present, Mr. Josh Hochberg-present, Mr. Robert Steen-present.

Also present: Mayor Ed Zimmerman, Borough Clerk Rebecca Newman, Deputy Clerk Christine Witt, CFO Joe Monzo, Borough Attorney Albert Cruz, Borough Engineer Bill Tanner.

MAYOR'S COMMENTS

The Mayor read a letter from Governor Christie to Raymond Whitlock, Jr. thanking him for his service to government. The Mayor announced that Mayor Caliguire of Montgomery has been named a Somerset County Freeholder.

APPROVAL OF MINUTES

Regular Meeting Minutes – November 21, 2011 –Motion was made by Hochberg to approve the minutes. Donahue seconded motion. Motion carried on roll call vote- all ayes.

For: Bremner, Donahue, Hochberg, Pausch

Against: None

Abstain: Hasser, Steen

Executive Session Minutes – November 21, 2011 –Motion made by Donahue to approve the minutes and seconded by Hochberg. Motion carried on roll call vote—all ayes.

For: Bremner, Donahue, Hochberg, Pausch

Against: None

Abstain: Hasser, Steen

REQUEST OF COUNCIL FOR NEW OR UNFINISHED BUSINESS (NOT ON AGENDA)

Under Unfinished Business, Donahue added Trees and Parking Signs and Bremner added Fire Hydrant Markers.

PUBLIC COMMENT

The floor was opened to the public for comments/questions.

Hearing none, the floor was immediately closed.

STATE POLICE REPORT

The state police report for the month of November, as received from Lt. Steve Grillon of the NJSP, was summarized by Council Member Pausch (copy on file in the office of the Borough Clerk).

ENGINEER'S REPORT

Report dated December 5, 2011 as received by Engineer Tanner was distributed and filed in the Borough Clerk's office. Engineer Tanner provided an overview of the report.

The last leaf collection will be December 14.

Mayor Zimmerman noted that the contractor for brush and limb pick up billed more than allowed in the contract. Hasser remarked that Van Horne Park along Princeton Avenue is unkempt. Steen commented that part of the bike trail in the park is under water. Steen also proposed changing the dates for the mowing of the Green Acres behind Borough Hall and perhaps only mowing it once a year.

CHIEF FINANCIAL OFFICER'S REPORT

No report at this time.

CFO Monzo indicated that the Borough will have approximately \$100,000 in reserves by the end of the year.

APPROVAL OF VOUCHERS

Bill list dated December 5, 2011 was presented for approval. Hasser made a motion to approve all vouchers except number 7026 and with the addition of voucher number 6961 in the amount of \$4,300 to Donnelly Construction. Motion seconded by Bremner. Motion carried on roll call vote – all ayes.

For: Bremner, Donahue, Hasser, Hochberg, Pausch, Steen.

Against: None

Abstain: None

Hasser made a motion to approve voucher 7026, Donahue seconded the motion. Motion carried on roll call vote – all ayes.

For: Donahue, Hasser, Pausch, Steen.

Against: None

Abstain: Bremner, Hochberg

SPECIAL BUSINESS

Resolution 2011-81 Resolution to Reinstate the Rocky Hill First Aid Squad

Motion was made by Hasser to ratify and re-affirm the previous resolution. Motion seconded by Steen.

Motion carried on roll call vote – all ayes.

For: Donahue, Hasser, Pausch, Steen

Against: None

Abstain: Bremner, Hochberg

Resolution to Rename Borough Hall the Raymond E. Whitlock Jr. Borough Hall

No action taken.

Discussion of Additional Employee Compensation.

Mayor Zimmerman suggested a 2% increase in employee compensation, effective December 1, 2011.

Payroll is currently about \$10,000 a month. Hochberg requested to see actual compensation figures before voting on this issue. No action taken.

Resolution 2011-82 Resolution to Authorize Budget Transfers

Motion made by Hasser to approve the resolution as presented. Motion seconded by Hochberg. Motion carried on roll call vote- all ayes.

For: Bremner, Donahue, Hasser, Hochberg, Pausch, Steen

Against: None

Abstain: None

Resolution 2011-83 Resolution to Cancel Appropriations

Motion made by Hasser to approve the resolution as presented. Motion seconded by Hochberg. Motion carried on roll call vote- all ayes.

For: Bremner, Donahue, Hasser, Hochberg, Pausch, Steen

Against: None

Abstain: None

Resolution 2011-84 Resolution to Reduce the Amount Originally Budgeted in Resolution 2011-71 for Damage Incurred by Hurricane Irene

Motion made by Hasser to approve the resolution as presented. Motion seconded by Pausch. Motion carried on roll call vote- all ayes.

For: Bremner, Donahue, Hasser, Hochberg, Pausch, Steen

Against: None

Abstain: None

Introduction: Ordinance 2011-3 An Ordinance to Create the Raritan and Millstone Rivers Flood Control

Bremner made a motion to introduce Ordinance 2011-3 at the December 19, 2011 meeting of the Borough Council. Hasser seconded the motion, and the motion carried on roll call vote—all ayes.

For: Bremner, Donahue, Hasser, Hochberg, Pausch, Steen

Against: None

Abstain: None

UNFINISHED BUSINESS

Rocky Hill First Aid Squad Update (Council members Bremner and Hochberg recused themselves) Scott Gorman, President of the Rocky Hill First Aid Squad (RHFAS), reported that they squad has held two training drills and will be visiting the County dispatch center. The squad is implementing the system "I am Responding" that allows the crew to communicate via text messages. Mr. Gorman requested that the squad report to Council once a month rather than every meeting.

Council discussed putting a policy in place for disbursement of aid to the RHFAS for their expenses. Current requests for reimbursement for the first three quarters of 2011 total \$28,000, but only \$9,750 remains of the \$20,000 budgeted for this year. For the 2012, it was suggested that the RHFAS give the Council their projected budget so that the Council can plan accordingly.

Trees

Discussion tabled until next meeting.

No Parking Signs

The two "No Parking When Lot Is Snow Covered" signs were delivered.

Fire Hydrant Markers

Bremner made a motion to purchase fire hydrant markers that attach to the side of hydrants with total expenditure not to exceed \$1,000, and Donahue seconded the motion. Motion carried on roll call vote – all ayes.

For: Bremner, Donahue, Hasser, Hochberg, Pausch, Steen.

Against: None

Abstain: None

NEW BUSINESS

None.

COMMUNICATIONS:

Communications as listed were distributed, disseminated and filed accordingly.

FINAL PUBLIC COMMENT

The floor was opened to the public for comments/questions:

Robert Ashbaugh, 60 Princeton Avenue (Bremner and Hochberg recused themselves). Mr. Ashbaugh introduced himself as the treasurer of the RHFAS. Mr. Ashbaugh explained that the squad is making payments on a commercial loan from 1999 that built two additional bays at headquarters, and that some of that space is being used to house Fire Department equipment. In addition, the squad has the expense of filing requirements to keep its tax-exempt status.

Peggy Harris, 66 Crescent- Ms. Harris noted that when she was part of the RHFAS, the squad always submitted a budget to Council. In regards to the mowing of the Green Acres, Ms. Harris said that it should be done twice a year to prevent a fire hazard. As to the re-naming of Borough Hall, Ms. Harris suggested a meeting room or park would be more appropriate since Borough Hall represents the identity of the town.

ADJOURNMENT:

Motion was made by Donahue with a second by Steen to adjourn the meeting at 9:47 PM. All voted in favor of adjournment.

Respectfully submitted:

Christine Witt
Deputy Borough Clerk

BILL LIST 12/5/11

List of Bills - (0110101001) CASH
CURRENT FUND

Check#	Vendor	Description	Payment	Check Total
7019	60 - COURIER NEWS	PO 3601 Planning Board advertisement of Res	18.92	18.92
7020	72 - DUO BLDG MAINTENANCE	PO 3609 Janitorial service Nov. 2011	185.00	185.00
7021	382 - DeSantis Construction Inc.	PO 3007 Contract NO. 10-04-RHB 2010	2,406.52	2,406.52
7022	425 - EVENTS PLUS ENTERTAINMENT LLC	PO 3593 DJ for community event	425.00	425.00
7023	491 - Haggan Corporation	PO 3590 Hurricane Irene Cleanup	3,670.00	3,670.00
7024	354 - IKON Office Solutions Inc	PO 3600 Copy machine rental Nov. 2011	124.50	124.50
7025	123 - JOHN KESSLER	PO 3587 Lawn Services 2011	1,330.00	1,330.00
7026	360 - MCNEIL & COMPANY INC	PO 3589 4th quarter installment - First Aid	3,774.71	3,774.71
7027	210 - PSE&G	PO 3613 Street Lights electric Nov. 2011	750.26	750.26
7028	319 - RARITAN VALLEY DISPOSAL INC	PO 3599 Fall Clean Up	2,300.00	2,300.00
7029	457 - REBECCA NEWMAN	PO 3611 Catering cost for Community Event N	1,249.77	1,249.77
7030	247 - SOMERSET COUNTY TREASURER	PO 3598 Storm Manhole Repair and Storm Inle	5,565.42	5,565.42
7031	251 - SOUTH BOUND BROOK BOROUGH	PO 3591 South Bound Brook Oct. 10 to Nov. 9	4,092.13	4,092.13
7032	452 - SPRINT-NEXTEL CORP	PO 3612 Mayor and Clerk's blackberries	165.31	165.31
7033	289 - VERIZON	PO 3595 Borough phone Nov. 2011	205.31	205.31
7034	289 - VERIZON	PO 3597 EMS phone November 2011	61.22	61.22
7035	297 - RAYMOND E. WHITLOCK JR.	PO 3610 Holiday wreaths for Borough Hall	42.78	42.78
7036	481 - FLOWER BARN OF HILLSBOROUGH	PO 3594 Veteran's Day Wreath	90.00	90.00
6961	Donnelly			4,300.00
	TOTAL			26,456.85

Total to be paid from Fund 01 CURRENT FUND

24,050.33

Total to be paid from Fund 02 STATE AND FEDERAL GRANT FUND

2,406.52

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26,456.85

List of Bills - (1926005) INTERFUND - DUE CURRENT
TRUST OTHER

Check#	Vendor	Description	Payment	Check Total
7037	492 - DAVID K. SCHAFER	PO 3592 Return of escrow balance.	292.25	292.25
	TOTAL			292.25

Total to be paid from Fund 19 TRUST OTHER

292.25

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292.25

List of Bills - (0810101001) CASH
UTILITY OPERATING

Check#	Vendor	Description	Payment	Check Total
5	289 - VERIZON	PO 3596 Water Department phone	28.89	28.89
	TOTAL			28.89

Total to be paid from Fund 08 UTILITY OPERATING

28.89

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28.89

BOROUGH OF ROCKY HILL
COUNTY OF SOMERSET

RESOLUTION 2011- 81

WHEREAS, effective March 17, 2011, the Mayor of the Borough of Rocky Hill, in consultation with the Borough Council President, Borough Emergency Management Coordinator and Deputy Emergency Management Coordinator, Borough Attorney, and representatives of the County of Somerset, State of New Jersey, and the Montgomery Township EMS, temporarily designated the Montgomery EMS as the primary responder for the Borough of Rocky Hill Medical Emergency calls; and

WHEREAS, on March 21, 2011, resolution 2011-33 was adopted ratifying the Mayor's decision to temporarily decommission the Rocky Hill Rescue Squad as the primary responder for the Borough; and

WHEREAS, the Mayor took this temporary action to allow the Rocky Hill Rescue Squad to develop a plan which would ensure that the Rocky Hill Rescue Squad would be able to respond to the medical emergencies in a timely manner; and

WHEREAS, the Rocky Hill Rescue Squad has recruited new members and has developed a plan that would enable it to respond to medical emergencies in a timely manner; and

WHEREAS, on July 18th 2011, the Borough Council of the Borough of Rocky Hill adopted Resolution 2011-62 reinstating the Rocky Hill First Aid Squad; and

WHEREAS, several members of the Borough Council volunteered their services and became members of the Rocky Hill First Aid Squad, thus requiring them to recuse themselves from any votes pertaining to the Rocky Hill First Aid Squad, pursuant to P.L.2009, c.205; and

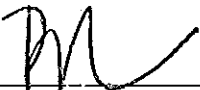
WHEREAS, resolution 2011-62 was voted upon by all members of the Borough Council inclusive of those who are members of the Rocky Hill First Aid Squad.

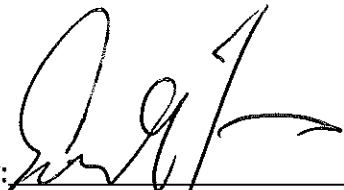
NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Rocky Hill, County of Somerset, State of New Jersey, as follows:

1. That the purpose of this resolution is to allow the Council to reconsider the prior Resolution 2011-62, without the Council members who are also members of the Rescue Squad participating in that reconsideration.
2. That this Resolution ratifies and confirms the prior action.
3. That this resolution takes effect immediately and shall continue in effect until amended by the Borough Council.

4. That a copy of this resolution shall be forwarded to both the Rocky Hill Rescue Squad.

ATTEST:

By: 
Rebecca P. Newman, RMC
Borough Clerk

By: 
Edward P. Zimmerman
Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Borough Council on December 5, 2011.

Rebecca P. Newman, RMC
Borough Clerk

BOROUGH OF ROCKY HILL
COUNTY OF SOMERSET

RESOLUTION 2011-82

RESOLUTION FOR THE TRANSFER OF FUNDS IN THE CURRENT
FUND IN THE
Borough OF Rocky Hill FOR THE BUDGET YEAR 2011

BE IT RESOLVED on this 5th day of December, 2011 by the Borough Council for the Borough of Rocky Hill, County of Somerset, that from the surplus balance in the 2011 budget appropriations transfers be made as follows:

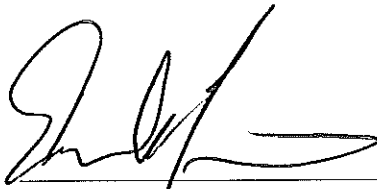
CURRENT FUND: Inside the CAP to Inside the CAP
Operating Expenses and Salaries & Wages

<u>Title</u>		<u>Transfer</u> <u>From</u>	<u>Transfer</u> <u>To</u>
Legal	OE	870.00	
Audit	OE	1,000.00	
Prosecutor	OE	1,000.00	
Planning Board	OE	2,000.00	
COAH	OE	200.00	
Bd of Health	OE	1,800.00	
Mayor and Council	OE		350.00
Engineering	OE		2,000.00
Liability Ins	OE		3,120.00
Buildings and Grounds	OE		1,400.00
TOTAL		\$ 6,870.00	\$ 6,870.00

ATTEST:



Rebecca P. Newman, Borough Clerk



Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset and State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution duly adopted by the Mayor and Council on December 5, 2011.

Rebecca P. Newman, Borough Clerk

BOROUGH OF ROCKY HILL
COUNTY OF SOMERSET

RESOLUTION 2011-83

**RESOLUTION FOR THE CANCELLATION OF APPROPRIATIONS IN THE CURRENT
FUND IN THE
Borough OF Rocky Hill FOR THE BUDGET YEAR 2011**

BE IT RESOLVED on this 5th day of December, 2011 by the Borough Council for the Borough of Rocky Hill, County of Somerset, that from the surplus balance in the 2011 budget appropriations the following balances be cancelled to fund balance:

CURRENT FUND: Inside the CAP to Inside the CAP
Operating Expenses and Salaries & Wages

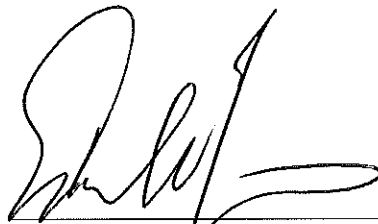
<u>Title</u>	
Recreation	3,000.00
Parks	5,000.00
LOSAP	7,000.00
St Lights	1,500.00
Shade Tree	3,000.00
Admin	2,000.00
Sidewalk	9,000.00
Garbage and Trash	3,000.00
Streets and Roads	10,000.00
Recycling	15,000.00

TOTAL 58,500.00

ATTEST:



Rebecca P. Newman, Borough Clerk



Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset and State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution duly adopted by the Mayor and Council on December 5, 2011.

Rebecca P. Newman, Borough Clerk

BOROUGH OF ROCKY HILL
COUNTY OF SOMERSET

RESOLUTION 2011-84

**RESOLUTION AMENDING RESOLUTION 2011-71 IN ACCORDANCE
WITH N.J.S.A. 40A:4-48**


WHEREAS, the Borough Council of the Borough of Rocky Hill adopted Resolution 2011 on October 17, 2011 with respect to the Hurricane Irene Declared Emergency in the amount of \$ 20,000, and;

WHEREAS, the actual total amount of the emergency appropriations has been determined to be \$ 7,000.00 and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council, Borough of Rocky Hill, County of Somerset, State of New Jersey (by not less than 2/3 of all governing body members affirmatively concurring) that in accordance with N.J.S. 40A:4-48:

1. An reduction in the emergency appropriation is hereby made for the purpose of providing sufficient cash to fund those expenses related to the Hurricane Irene Declared Emergency in the amount \$ 13,000 for Other Expenses.
2. That the total emergency appropriation shall be provided for in full in the 2012 budget in the amount of 7,000.00, and is requested to be excluded from CAPS, pursuant to N.J.S.A. 40A:4-53.3c(1).
3. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services

ATTEST:



Rebecca P. Newman
Borough Clerk



Edward P. Zimmerman, Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Rocky Hill, County of Somerset and State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution duly adopted by the Mayor and Council on December 5, 2011.

Rebecca P. Newman, Borough Clerk